#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Van Atta et al.

Application No. 10/785,203 Filed: February 23, 2004 Confirmation No. 8831

For: SWIM GOGGLES

Examiner: Brian K. Kauffman

Examiner: Brian Art Unit: 3765

Attorney Reference No. 2242-67334-01

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Posts I service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT, COMMISSIONER POR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney or Agent for Applicant(s)

Date Mailed April 11, 2006

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# INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. § 1.97(d)

Listed on the accompanying form PTO-1449 and enclosed herewith is an Englishlanguage document. Applicants respectfully request that this document be listed as a reference cited on the issued patent. This Information Disclosure Statement ("IDS") is being filed after the date of either a final action or, a notice of allowance, and before payment of the issue fee.

Copies of United States patents and United States published patent applications do not have to be provided to the Patent Office (37 C.F.R. 1.98(a)(2)(ii)). Copies of unpublished U.S. applications do not have to be provided, as long as the application is available on PAIR, as this requirement of 37 C.F.R. § 1.98(a)(2)(iii) has been waived by the United States Patent and Trademark Office pursuant to the Official Gazette Notice on October 19, 2004 (1287 OG 163). Applicants will provide copies of such patents or applications upon request.

This statement is provided in compliance with 37 C.F.R. § 1.97(e)(2). The undersigned

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hereby certifies that no item of information contained in the IDS filed herewith was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned, after making reasonable inquiry, no item contained in the IDS was known to any individual designated in 37 C.F.R. § 1.56(c), more than three months prior to the filing of the IDS.

Submitted herewith is a check for \$180.00 to cover the fee as required by 37 C.F.R. § 1.97(d) and as set forth in 37 C.F.R. § 1.17(p).

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The filing of this IDS shall not be construed to be an admission that the information cited in the statement is, or is considered to be, prior art or otherwise material to patentability as defined in 37 C.F.R. §1.56.

Respectfully submitted,

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Attorney Docket Number	2242-67334-01	
Application Number	10/785,203	
Filing Date	February 23, 2004	
First Named Inventor	Atta	
Art Unit	3765	
Examiner Name	Brian K. Kauffman	

## U.S. PATENT DOCUMENTS

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Examiner's Initials*	Cite No. (optional)	application number and the	Publication Date	Name of Applicant or Patentee

### FOREIGN PATENT DOCUMENTS

Examiner's Initials*	Cite No. (optional)	Country	Number	Publication Date	Name of Applicant or Patentee

Examiner's Initials*	Cite No. (optional)			
		Kast-A-Way Swimwear: Product: 'X-Sight Goggle' (website),		
		http://www.kastawayswimwear.com/product.asp?dept%5Fid=19&pf%5Fid=2069,1 page.		
	-			
	<del> </del>			

EXAMINER	DATE
SIGNATURE:	CONSIDERED:

<sup>\*</sup> Examiner: Initial if reference considered, whether or not in conformance with MPEP 609. Draw line through cite if not in conformance and not considered. Include copy of this form with next communication to applicant.